UNITED STATES DISTRICT COURT DISTRICT OF MINNESOTA

OZHAWAASKOO GIISHIG, a/k/a GUY GREENE,

Civil No. 10-3607 MJD/AJB

Plaintiff,

٧.

ORDER

UNITED STATES DEPARTMENT OF HEALTH & HUMAN SERVICES KATHLEEN SIBELIUS, UNITED STATES DEPARTMENT OF THE INTERIOR KEN SALAZAR, and UNITED STATES DEPARTMENT OF JUSTICE ERIC HOLDER,

Defendants.

Based upon the Findings of Fact, Conclusions of Law, and Recommendation by United States Chief Magistrate Judge Arthur J. Boylan dated September 2, 2010, all the files and records, and no objections having been filed to said Recommendation,

IT IS HEREBY ORDERED that:

- Plaintiff's "Application to Proceed Without Prepayment of Fees," (Docket No. 2),
 is **DENIED**;
 - 2. Plaintiff's motion for appointment of counsel, (Docket No. 3), is **DENIED**; and
- 3. This action is summarily **DISMISSED** pursuant to 28 U.S.C. § 1915(e)(2)(B)(ii). DATED: October 7, 2010.

s/Michael J. DavisChief Judge, Michael J. DavisU. S. District Court